

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

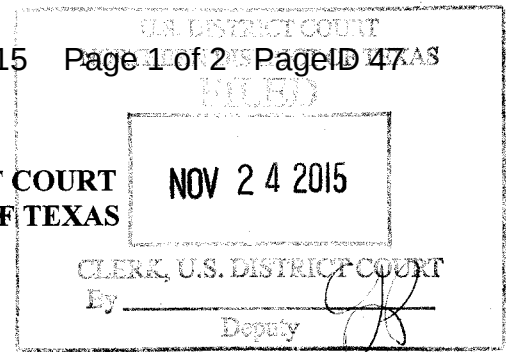
ALBERT JOSEPH DAVIS,
Plaintiff,

v.

LUPE VALDEZ, ET AL.
Defendants.

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No. 3:15-CV-3510-L



FINDINGS, CONCLUSIONS AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE

This case has been referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636(b) and a standing order of reference from the district court. The Findings, Conclusions and Recommendation of the Magistrate Judge follow:

I.

On October 29, 2015, Plaintiff filed this civil rights action against Defendants Lupe Valdez and Parkland Hospital. Plaintiff previously filed the same claims against the same Defendants in *Davis v. Valdez*, No. 3:15-CV-3396-K. That case is currently pending. The Court therefore recommends that this case be dismissed as duplicative and that all pending motions be denied without prejudice to Plaintiff filing the motions in *Davis v. Valdez*, No. 3:15-CV-3396-K.

II.

For the foregoing reasons, the Court recommends that this case be dismissed as duplicative and that all pending motions be denied without prejudice.

Signed this 24 day of November, 2015.


PAUL D. STICKNEY
UNITED STATES MAGISTRATE JUDGE

Findings, Conclusions and Recommendation
of the United States Magistrate Judge

**INSTRUCTIONS FOR SERVICE AND
NOTICE OF RIGHT TO OBJECT**

A copy of this report and recommendation shall be served on all parties in the manner provided by law. Any party who objects to any part of this report and recommendation must file specific written objections within 14 days after being served with a copy. *See* 28 U.S.C. § 636(b)(1); FED. R. CIV. P. 72(b). In order to be specific, an objection must identify the specific finding or recommendation to which objection is made, state the basis for the objection, and specify the place in the magistrate judge's report and recommendation where the disputed determination is found. An objection that merely incorporates by reference or refers to the briefing before the magistrate judge is not specific. Failure to file specific written objections will bar the aggrieved party from appealing the factual findings and legal conclusions of the magistrate judge that are accepted or adopted by the district court, except upon grounds of plain error. *See Douglass v. United Services Automobile Ass'n*, 79 F.3d 1415, 1417 (5th Cir. 1996).